



Lisa Matichak, Mayor
Margaret Abe-Koga, Vice Mayor
Christopher R. Clark, Councilmember
Alison Hicks, Councilmember
Ellen Kamei, Councilmember
John McAlister, Councilmember
Lucas Ramirez, Councilmember

Daniel H. Rich, City Manager
Jannie L. Quinn, City Attorney
Lisa Natusch, City Clerk

Council Chambers, 500 Castro St., Mountain View,
CA 94041

6:30 PM

Tuesday, June 25, 2019

**JOINT MEETING OF CITY COUNCIL (REGULAR) AND SHORELINE REGIONAL
PARK COMMUNITY (SPECIAL)**

6:30 P.M.-REGULAR SESSION (COUNCIL CHAMBERS)

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PRESENTATION

3.1 Proclamation in Recognition of City Attorney Jannie L. Quinn on Her Retirement

4. CONSENT CALENDAR

These items will be approved by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

4.1 Approve Meeting Minutes

Recommendation(s): Approve City Council Meeting Minutes of June 18, 2019.

Attachment(s): [06-18-19 Council Minutes](#)

4.2 Adopt Resolutions Governing Employee Compensation for All Employee Groups and Modifying the City's Salary Plans

Recommendation(s): 1. Adopt a Resolution Authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between EAGLES and the City, for the Period of July 1, 2017 through June 30, 2020, and Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Adopt a Resolution Authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between International

Association of Firefighters (IAFF), Local 1965 and the City, for the Period of July 1, 2017 through June 30, 2020, and Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 2 to the Council report).

3. Adopt a Resolution Authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between Mountain View Police Officers Association (POA) and the City, for the Period of July 1, 2017 through June 30, 2020, and Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 3 to the Council report).

4. Adopt a Resolution Authorizing the City Manager or His Designee to Amend the Memorandum of Understanding Between Service Employees International Union (SEIU), Local 521 and the City, for the Period of July 1, 2017 through June 30, 2020, and Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 4 to the Council report).

5. Adopt a Resolution Authorizing the City Manager or His Designee to Modify Compensation for Unrepresented Confidential Employees, Fire Managers, Police Managers, Department Heads and Hourly Employees, for the Period of July 1, 2019 through June 30, 2020, and Revise the City's Salary Plan to Reflect These Compensation Changes, to be read in title only, further reading waived (Attachment 5 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - Resolution—EAGLES](#)
[ATT 2 - Resolution—IAFF](#)
[ATT 3 - Resolution—POA](#)
[ATT 4 - Resolution—SEIU](#)
[ATT 5 - Resolution—Other Groups](#)

4.3 Amendments to Cannabis Business Regulations (Second Reading)

Recommendation(s): Adopt an Ordinance Amending Cannabis Regulations in Article V, Division 2, and Article VI, Divisions 2 and 3, of Chapter 36, to Amend Land Use and Permitting Requirements to Prohibit Storefront Retail Cannabis Businesses within the City, to be read in title only, further reading waived (Attachment 1 to the Council report). (First reading: 7-0)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance Amending Chapter 36, Articles V and VI](#)

4.4 Ordinance Amending Section 19.70.1 of the Mountain View City Code Related to the Parking of Vehicles that Discharge Domestic Sewage on the Public

Right-of-Way (Second Reading)

Recommendation(s): Adopt an Ordinance Amending Section 19.70.1 to Chapter 19, Division 2, of the Mountain View City Code Related to the Parking of Vehicles that Discharge Domestic Sewage on the Public Right-of-Way, to be read in title only, further reading waived (Attachment 1 to the Council report). (First reading: 6-1, Matichak no)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)

4.5 Below-Market-Rate Housing Program Phase 2 Modifications (Second Reading)

Recommendation(s): 1. Adopt an Ordinance Amending Article XIV of Chapter 36 of the Mountain View City Code, Sections 36.40 to 36.40.70, Regarding the Below-Market-Rate Housing Program, to be read in title only, further reading waived (Attachment 1 to the Council report). (First reading: 7-0)

2. Adopt a Resolution Amending the Below-Market-Rate Housing Program Administrative Guidelines Associated with the Ordinance Amending the Below-Market-Rate Housing Program, Mountain View City Code, Sections 36.40 to 36.40.70 (Attachment 2 to the Council report).

3. Adopt a Resolution Amending the City of Mountain View Master Fee Schedule to Modify the Below-Market-Rate Housing Program In-Lieu Fees, to be read in title only, further reading waived (Attachment 3 to the Council report).

Attachment(s): [Council Report](#)
[ATT 1 - BMR Ordinance—Second Reading](#)
[ATT 2 - Resolution to Adopt Administrative Guidelines Amendments](#)
[ATT 3 - Resolution for Master Fee Schedule](#)

4.6 Recycled Water Feasibility Study Update, Project 18-71-Approve Resolution Authorizing Grant Application and Amending Contract

Recommendation(s): 1. Adopt a Resolution Authorizing the Public Works Director or His Designee to Apply for Grant Funds for the Recycled Water Feasibility Study Update, to be read in title only, further reading waived (Attachment 1 to the Council report).

2. Authorize the City Manager or his designee to amend the professional services contract with Carollo Engineers for an additional \$54,000 for engineering services through June 30, 2020, for a total contract amount up to \$165,000.

Attachment(s): [Council Report](#)
[ATT 1 - Resolution](#)

4.7 Amendment to Education Enhancement Reserve Joint Powers Agreement

Recommendation(s): Approve an amendment to the Education Enhancement Reserve Joint Powers Agreement to provide Mountain View Whisman School District and Mountain View Los Altos High School District with property tax revenue from new residential development in the Shoreline Regional Park Community to implement the North Bayshore Precise Plan Funding for Schools, Policy 3.4.5.5 and authorize the Shoreline Community Manager to execute the agreement on behalf of the Shoreline Community.

Attachment(s): [Council Report](#)
[ATT 1 - Amendment to JPA Section 3.4 \(Final Draft\)](#)
[ATT 2 - Amendment to JPA Section 3.4 \(Track Changes\)](#)

4.8 Plymouth Street to Space Park Way Realignment, Project 20-40-Authorize Professional Design Services Agreement

Recommendation(s): Authorize the City Manager to execute a professional services agreement with BKF Engineers of San Jose to provide engineering services for the Plymouth Street to Space Park Way Realignment, Project 20-40, in a not-to-exceed amount of \$1,155,565.

Attachment(s): [Council Report](#)

4.9 Charleston Slough Improvement-Feasibility Study, Project 17-31-Authorize Professional Design Services Contract

Recommendation(s): Authorize the City Manager to execute professional services agreements with Environmental Science Associates of San Francisco for a total of \$298,223 to provide environmental science services for the Charleston Slough Improvement-Feasibility Study, Project 17-31.

Attachment(s): [Council Report](#)
[ATT 1 - ESA Scope of Work and Fees](#)

4.10 2018-19 Street Resurfacing and Slurry Seal Program, Project 19-01- Approve Plans and Specifications and Authorize Bids

Recommendation(s): 1. Appropriate and transfer \$150,000 from 2017-18 Street Resurfacing and Slurry Seal Program, Project 18-01, to 2018-19 Street Resurfacing and Slurry Seal Program, Project 19-01. (Five votes required)

2. Approve plans and specifications for 2018-19 Street Resurfacing and Slurry Seal Program, Project 19-01, and authorize staff to advertise the project for bids.

3. Authorize the City Manager to award the construction contract to the lowest responsible bidder if the low bid is within the project budget.

Attachment(s): [Council Report](#)
[ATT 1 - Street Improvement List](#)
[ATT 2 - MOC Duty Housing Parking Lot](#)

4.11 Charleston Road Crossing at Permanente Creek Trail, Project 14-38-Amend Project Budget, Approve Plans and Specifications, and Authorize Bidding

- Recommendation(s):*
1. Authorize the transfer and appropriation of \$545,000 from the Shoreline Regional Park Community Fund to Charleston Road Crossing at Permanente Creek Trail, Project 14-38. (Four votes required)
 2. Approve plans and specifications for Charleston Road Crossing at Permanente Creek Trail, Project 14-38, and authorize staff to advertise the project for bids.
 3. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the low bid is within the project budget.

Attachment(s): [Council Report](#)

4.12 Center for the Performing Arts (CPA) MainStage Catwalk & Balcony Rail, Project 18-40

- Recommendation(s):*
1. Appropriate and transfer \$701,000 from the Construction/Conveyance Tax Fund to the Center for the Performing Arts (CPA) MainStage Catwalk & Balcony Rail, Project 18-40, for a revised total project budget of \$765,000. (Five votes required)
 2. Approve plans and specifications for CPA MainStage Catwalk & Balcony Rail, Project 18-40, and authorize staff to advertise the project for bids.
 3. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the low bid is within the project budget.

Attachment(s): [Council Report](#)

4.13 Rengstorff Park Tennis Courts Resurfacing, Project 19-26-Amend Project Budget, Approve Plans and Specifications, and Authorize Bidding

- Recommendation(s):*
1. Appropriate and transfer the remaining balance from the Biennial Tennis Court Resurfacing, Project 17-26, of approximately \$83,000 to Biennial Tennis Court Resurfacing (Rengstorff Park Tennis Courts Resurfacing), Project 19-26. (Five votes required)
 2. Approve plans and specifications for Rengstorff Park Tennis Courts Resurfacing, Project 19-26, and authorize staff to advertise the project for bids.

3. Authorize the City Manager to award a construction contract to the lowest responsible bidder if the bid is within the project budget.

Attachment(s): [Council Report](#)

4.14 Charleston Road Improvements, Feasibility Study, Project 16-59-Amend Project and Approve Reimbursement Agreement

Recommendation(s): 1. Appropriate and transfer \$3,142,000 from the Shoreline Regional Park Community Fund to Charleston Road Improvements, Feasibility Study, Project 16-59. (Four votes required)

2. Authorize the City Manager to execute a reimbursement agreement with Google Inc. (“Google”) in an amount not to exceed \$2,950,000 for design services for the Charleston Road Improvements.

Attachment(s): [Council Report](#)

4.15 Amendment to Contract with The Cadmus Group LLC

Recommendation(s): Authorize the City Manager to amend the existing \$160,000 contract with The Cadmus Group LLC by \$15,000 for an amount not to exceed \$175,000 for additional tasks supporting the Environmental Sustainability Program Assessment and Strategic Plan.

Attachment(s): [Council Report](#)

4.16 Shoreline Golf Links Fiscal Year 2018-19 Year-End Balance

Recommendation(s): Appropriate and transfer up to \$200,000 from the Budget Contingency Reserve to the Shoreline Golf Links Fund. (Five votes required)

Attachment(s): [Council Report](#)

4.17 Downtown Precise Plan Update

Recommendation(s): Approve the general scope and direction for updating aspects of the Downtown Precise Plan as outlined in this report.

Attachment(s): [Council Report](#)

[ATT 1 - City Council Study Session Report, March 5, 2019](#)

4.18 Engineering Services Contract with Telstar Instruments, Inc.

Recommendation(s): Authorize the City Manager to execute a new engineering services contract with Telstar Instruments, Inc., for \$276,000 for the period July 1, 2019 through June 30, 2020.

Attachment(s): [Council Report](#)

4.19 Rengstorff Park Community Center, Construction, Project 17-32-Authorize Professional Services Agreement

Recommendation(s): Authorize the City Manager to execute a professional services agreement with Cumming Construction Management, Inc. for Rengstorff Park Community Center, Construction, Project 17-32, for a total not-to-exceed fee of \$100,000.

Attachment(s): [Council Report](#)
[ATT 1 - Cumming Scope of Work and Fees](#)

5. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED ITEMS

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any topic for up to three minutes during this section. If there appears to be a large number of speakers, speaking time may be reduced to no less than 1.5 minutes. State law prohibits the Council from acting on nonagenda items.

6. PUBLIC HEARING-None.

7. NEW BUSINESS

7.1 Urgency Ordinance Establishing a Temporary Moratorium on Shared Mobility Devices in the City of Mountain View

Recommendation(s): Adopt an Urgency Ordinance of the City of Mountain View Establishing a Temporary Moratorium on Shared Mobility Devices, to be read in title only, further reading waived (Attachment 1 to the Council report). (Five votes required)

Attachment(s): [Council Report](#)
[ATT 1 - Ordinance](#)

7.2 Formation of a Council Subcommittee to Consider Revisions to the Community Stabilization and Fair Rent Act (CSFRA)

Recommendation(s): 1. Form a Council subcommittee to consider revisions to the Community Stabilization and Fair Rent Act.

2. Select three Councilmembers to serve on the subcommittee.

Attachment(s): [Council Report](#)

8. STUDY SESSION

8.1 Public Draft of East Whisman Precise Plan and Draft Environmental Impact Report

Recommendation(s): Provide input and direction on the East Whisman Precise Plan Public Draft and Draft Environmental Impact Report.

Attachment(s): [Study Session Memo](#)
[ATT 1 - Summary of Prior Meetings](#)
[ATT 2 - Public Draft East Whisman Precise Plan](#)
[ATT 3 - Draft Environment Impact Report](#)
[ATT 4 - Detailed EPC and BPAC Comments](#)
[ATT 5 - Public Comment](#)
[ATT 6 - Map of Transportation Deficiencies](#)
[ATT 7 - Business Licenses in South Employment Area](#)

9. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

10. CLOSED SESSION REPORT

11. ADJOURNMENT

The next Council Meeting will be held on Tuesday, July 23, 2019, at 6:00 p.m. in the Plaza Conference Room, 500 Castro Street.

NOTICE TO THE PUBLIC:

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting.

The agenda and staff reports may be viewed at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning prior to Tuesday City Council meetings. Agenda materials may also be viewed online at mountainview.legistar.com.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office during normal business hours and at the Council Chambers at City Hall, 2nd Floor, during the meeting.

City Council meetings are broadcast live on Comcast Channel 26 and replayed on Thursday at 6:30 p.m., Saturday at 10:00 a.m., and Sunday at 5:00 p.m. In addition, Council meetings are webcast live and archived at mountainview.legistar.com.

The Council may consider and act on items listed on the agenda in any order and thus those interested in an item listed on the agenda are advised to be present throughout the meeting. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise. Per Council Policy A-13, no new items of business will begin after 10:00 p.m. unless an exception is made by vote of the Council.

Pursuant to the Americans with Disabilities Act (ADA), if you need special assistance in this meeting, please contact the City Clerk's Office at (650) 903-6399. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.160 (b) (1))

ADDRESSING THE COUNCIL:

Anyone wishing to address the Council is requested to fill out a blue speaker card and deposit it with the City Clerk to ensure that your name is accurately recorded in the minutes.

Pursuant to Council Policy A-13, an individual speaker shall have up to 3 minutes to address the Council. For any agenda item or for Oral Communications on nonagenda items, if there appears to be a large number of speakers, the Mayor may reduce speaking time to no less than 1.5 minutes per speaker unless there is an objection from Council by majority vote.

If requested in advance of the public input portion of the agenda item to the Mayor or City Clerk, a speaker who represents five or more members of the public in attendance who complete cards but elect not to speak may have up to 10 minutes to address the Council, if the Mayor determines that such extension will reduce the total number of speakers who planned to speak.

An applicant and/or appellant for a zone change, precise plan or quasi-judicial hearing or appeal to the Council shall have up to 10 minutes to address the Council and, with the consent of the Council, two minutes of rebuttal at the conclusion of all public speakers.

Pursuant to Government Code Section 54954.3(b)(1), at least twice the allotted speaking time will be provided to a member of the public who utilizes a translator.